

Counsel listed on the signature page.

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

DROPLETS, INC.,

Plaintiff,

v.

YAHOO!, INC.,

Defendant.

Case No. 12-cv-03733-JST (KAW)

**JOINT STIPULATION AND [PROPOSED]
ORDER REGARDING BRIEFING
SCHEDULE AND HEARING DATE FOR
DEFENDANTS' MOTIONS TO STRIKE**

OATH INC. AND OATH HOLDINGS, INC.,

Intervenor- Plaintiffs,

v.

DROPLETS, INC.,

Intervenor-Defendant.

Case No. 12-cv-04049-JST

**JOINT STIPULATION AND [PROPOSED]
ORDER REGARDING BRIEFING
SCHEDULE AND HEARING DATE FOR
DEFENDANTS' MOTIONS TO STRIKE**

DROPLETS, INC.,

Plaintiff,

v.

NORDSTROM, INC.,

Defendant.

1 Plaintiff Droplets, Inc. (“Droplets”) and Defendants Yahoo!, Inc. (“Yahoo”) and Nordstrom,
 2 Inc. (“Nordstrom”) (collectively “Defendants”) respectfully file this stipulated request to modify the
 3 briefing schedule and hearing date for Defendants’ Motions to Strike Droplets, Inc.’s Third Amended
 4 Infringement Contentions (“Motions to Strike”). (Dkt. No. 424 in Case No. 12-cv-03733-JST; Dkt.
 5 No. 159 in Case No. 12-cv-04049-JST (KAW).) Nordstrom and Yahoo filed nearly identical Motions
 6 to Strike on December 10, 2019. Droplets and Defendants met and conferred and agreed to a modified
 7 briefing scheduled wherein:

- 8 • Droplets’ deadline to file its opposition to both motions will move from December 24,
 9 2019 to January 28, 2020
- 10 • Yahoo’s and Nordstrom’s deadlines to file their replies will move from December 31,
 11 2019 to February 11, 2020

12 The parties respectfully request this modification in view of previously made winter vacation
 13 plans, because Droplets counsel has trial until January 23, 2020, and to provide all parties’ counsel
 14 time to fully consider and brief the issues raised.

15 Further, whereas the Case Management Conference and the hearing for Defendants’ Motions
 16 to Strike are currently set for one week apart, and whereas lead counsel for Yahoo will be out of the
 17 country and therefore unavailable from February 28, 2020 to March 15, 2020 (which includes March
 18 4, 2020, the current date for the hearing on the Motions to Strike), the parties respectfully request that
 19 the Motions to Strike be heard on the same date as is currently set for the Case Management
 20 Conference, February 25, 2020.

21 The Court previously granted similar motions to extend deadlines, including motions to
 22 continue the case management conference (Dkt. Nos. 310-311, 313-316), a stipulation to extend the
 23 time for Yahoo to file its reply to its Motion to Substitute Parties and Amend the Caption and its
 24 Motion for Summary Judgment (Dkt. Nos. 344, 346), a stipulation to extend the briefing schedule for
 25 Defendants’ Motions for Preclusion re Claim Construction (Dkt. Nos. 372-373), a stipulation to
 26 extend the briefing schedule and hearing date for Oath’s Motion to Intervene (Dkt. Nos. 390, 393),
 27 and an unopposed motion to extend the briefing schedule for claim construction (Dkt. Nos. 394, 399).

The requested extension and modification of the hearing date will not otherwise affect the schedule in this case.

Dated: December 24, 2019

/s/ Khue V. Hoang

Courtland L. Reichman (CA Bar No. 268873)
creichman@reichmanjorgensen.com
Shawna L. Ballard (CA Bar No. 155188)
sballard@reichmanjorgensen.com
Michael G. Flanigan (CA Bar No. 316152)
mflanigan@reichmanjorgensen.com
Kate M. Falkenstien (CA Bar No. 313753)
kfalkenstien@reichmanjorgensen.com
REICHMAN JORGENSEN LLP
100 Marine Parkway, Suite 300
Redwood Shores, CA 94065
Telephone: (650) 623-1401
Facsimile: (650) 623-1449

Khue V. Hoang (CA Bar No. 205917)
khoang@reichmanjorgensen.com
Jaime F. Cardenas-Navia (admitted *pro hac vice*)
jcardenas-navia@reichmanjorgensen.com
REICHMAN JORGENSEN LLP
100 Park Avenue, Suite 1600
New York, NY 10017
Telephone: (212) 381-1965
Facsimile: (650) 623-1449

Attorneys for Plaintiff
Droplets, Inc.

/s/ Joshua R. Thane

Jennifer H. Doan
jdoan@haltomdoan.com
Joshua R. Thane
jthane@haltomdoan.com
Haltom & Doan
6500 Summerhill Road, Suite 100
Texarkana, TX 75503
Telephone: (903) 255-1000
Facsimile: (903) 255-0800

William A. Hector
wahector@venable.com
Venable LLP
101 California Street., Suite 3800
San Francisco, CA 94111
Telephone: (415) 653-3738
Facsimile: (415) 653-3755

Attorneys for Defendant
Yahoo!, Inc.

/s/ Benjamin M. Kleinman

Jordan Trent Jones
jtjones@kilpatricktownsend.com
Kilpatrick Townsend & Stockton LLP
1080 Marsh Road
Menlo Park, CA 94025
Telephone: (650) 752-2433
Facsimile: (650) 326-2422

Benjamin M. Kleinman
bkleinman@kilpatricktownsend.com
Kilpatrick Townsend & Stockton LLP
Two Embarcadero Center, Suite 1900
San Francisco, CA 94111
Telephone: (415) 273-7122
Facsimile: (415) 723-7122

Attorneys for Defendant
Nordstrom, Inc.

ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1

Pursuant to N.D. Cal. Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from each of the other signatories.

Dated: December 24, 2019

/s/ Khue V. Hoang
Khue V. Hoang

[PROPOSED] ORDER

The deadline for Droplets to file its opposition to Defendants' Motions to Strike Droplets, Inc.'s Third Amended Infringement Contentions (Dkt. No. 424 in Case No. 12-cv-03733-JST; Dkt. No. 159 in Case No. 12-cv-04049-JST (KAW)) is extended to January 28, 2020, the deadline for Yahoo and Nordstrom to file their replies is extended to February 11, 2020, and the hearing date is moved to February 25, 2020, at the same time as the Case Management Conference.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

The Honorable Jon S. Tigar
United States District Court Judge